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Attorneys for Plaintiff
BRUCE KNIESPECK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA (SACRAMENTO)

E-FILING

BRUCE KNIESPECK,

Plaintiff,

vs.

UNUM LIFE INSURANCE COMPANY OF
AMERICA, et al.,

Defendants.

CASE NO. CIV.S 01-0878 WBS PAN

**FURTHER STIPULATION TO
CONTINUE MAY 4, 2009 HEARING
ON DEFENDANT'S MOTION FOR
RELIEF, AND [~~PROPOSED~~] ORDER
THEREON**

Original Date: May 11, 2009
Proposed Date: July 13, 2009

IT IS HEREBY STIPULATED between the parties hereto, by and through their
respective attorneys of record herein, that the hearing on Defendant UNUM Life Insurance
Company of America's *Motion for Relief from Judgment and Order Awarding Costs, Interest
and Attorney Fees to Plaintiff in Light of Appellate Court Reversal [Fed.R.Civ.P. 60]* be
continued from May 11, 2009 to some time after July 13, 2009, at the Court's convenience.

1 Good cause exists therefor in that plaintiff Bruce Kniespeck filed a Petition for
2 Rehearing, or for Rehearing *En Banc*, of the Ninth Circuit's January 14, 2009 decision, which
3 reversed and vacated this Court's judgment, and that petition is still pending. The stipulated
4 continuance is to allow sufficient time for the Ninth Circuit to determine whether to grant or
5 deny plaintiff's petition.

6 Respectfully submitted.

7 RIMAC & MARTIN
8 *A Professional Corporation*

9 DATED: April 23, 2009

By: /s/ ANNA M. MARTIN
ANNA M. MARTIN
KEVIN G. GILL
Attorneys for Defendant
UNUM LIFE INSURANCE COMPANY
OF AMERICA

13 deVRIES LAW FIRM

15 DATED: April 22, 2009

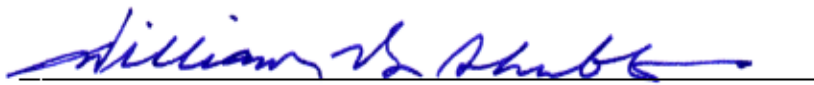
By: /s/ DOUGLAS deVRIES
DOUGLAS K. deVRIES
Attorneys for Plaintiff
BRUCE KNIESPECK

18 **ORDER**

19 IT IS HEREBY ORDERED that the hearing on defendant's *Motion for Relief from*
20 *Judgment and Order Awarding Costs, Interest and Attorney Fees* in this matter be continued
21 from May 11, 2009 to **August 3, 2009 at 2:00 p.m., in Courtroom 5.**

22 **SO ORDERED.**

23 DATED: April 23, 2009

24 
25 WILLIAM B. SHUBB
26 UNITED STATES DISTRICT JUDGE